

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA)

Application Number	09/740,913
Filing Date	December 20, 2000
First Named Inventor	Masaya WAJIMA et al.
Group Art Unit	2834
Examiner Name	M. Budd
Attorney Docket Number	36856.390

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the Patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practices, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000) which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s) reply under 37 C.F.R. § 1.116 previously filed on  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other


**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(b) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. ☐ Other

**1. Fees** The RCE fee under 37 C.F.R. § 1.17 (a) is required by 37 C.F.R. § 1.114 when the RCE is filed.


- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. **50-1353**
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Joseph R. Keating	Registration No. (Attorney/Agent)	37,368
Signature		Date	July 28, 2003

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Joseph R. Keating	Date	July 28, 2003
Signature			

10400 Eaton Place  
Suite 312  
FAIRFAX, VA  
Phone: (703) 385-5200  
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**KEATING & BENNETT LLP**

# Fax

**RECEIVED  
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**To:** Examiner Budd**From:** Christopher A. Bennett**Fax:** 703-872-9319**Date:** November 7, 2003

703-872-9306

**Phone:** 703-308-3929**Pages:** 16**Re:** 09/740,913**CC:**

36856.390

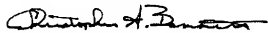
**\*Comments:**

Dear Examiner Budd,

After inquiring with the Group Receptionist regarding the above-identified application, it has come to our attention that the Amendment, Request for Continued Examination, and Petition For Two Month Extension of Time that we faxed on July 28, 2003 have not been entered.

Accordingly, we enclosed hereto, a copy of the Amendment, Request for Continued Examination, and Petition For Two Month Extension of Time as well as a copy of the Auto-Reply Facsimile Transmission.

Respectfully submitted,



Christopher A. Bennett  
(Registration Number 46,710)

11/07/2003 14:14 7033855080

KEATING &amp; BENNETT

PAGE 16/16

TO: Auto-reply fax to 7033855080 COMPANY: 11/28/03 7:05 PM PAGE 1/1 RightFAX

## Auto-Reply Facsimile Transmission



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Received  
Cover  
Page  
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07/28/2003 18:58	7033855340	KEATING & BENNETT	PAGE 16/15
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10400 Taylor Place Suite 311 Fairfax, VA Phone: (703) 260-0300 Fax: (703) 260-0300	<div style="border: 1px solid black; padding: 5px; text-align: center;"> <b>KEATING &amp; BENNETT, LLP</b> </div>
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## Fax

To: Katherine Budd	Name: Joseph R. Keating
From: 703-679-8019	Date: July 28, 2003
Phone: 703-308-3619	Page: 15
Fax: 703-308-3619	Obj:
Comments:	

Dear Katherine Budd,

Please find attached an Amendment, Request for Continued Examination, and Petition For Two Month Extension of Time.

Respectfully submitted,

Joseph R. Keating  
 (Reg. Attorney Number 37,305)